

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No.	:	8160
Appln. No.	:	10/597,938
Applicant	:	Dimitrios Pantelidis
Filed	:	August 11, 2006
TC/A.U.	:	1615
Examiner	:	Carlos A. Azpuru
Docket No.	:	1953233-00021NAT
Customer No.	:	48423
Title	:	Drug Delivery Systems Using Mesoporous Oxide Films

RESPONSE TO RESTRICTION REQUIREMENT

Box Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated February 25, 2010, the Applicants provisionally elect Group I, claims 1-21 drawn to a drug delivery device, with traverse.

The Office states on page 2 of the Restriction that the inventions "are not so linked as to form a single general inventive concept..." More specifically, the Office states that the inventions of "Groups I-III do not related to a single general inventive concept ...because ...they lack the same or corresponding technical features for the following reasons: Group II and III involve an amphiphilic tri-block co-polymer templating agent, not found in Group I." (emphasis added)

Claim 5 of Group I defines the mesoporous oxide as "a tri-block copolymer-template-based mesoporous oxide." Therefore the Office's assertion that Group I lacks the corresponding technical feature of Groups II and III, namely an amphiphilic tri-block

co-polymer templating agent, is incorrect. Therefore, Applicants respectfully request that the Office withdraw the restriction requirement and examine claims 1-34.

Applicants respectfully assert that the pending claims are in condition for allowance and request that a timely Notice of Allowance be issued in this case.

The Commissioner is authorized to charge any fee which may be required in connection with this Response to deposit account No. 50-3207.

Respectfully submitted,

Dated: March 25, 2010

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